

### **REMARKS**

Reconsideration and allowance in view of the foregoing amendments and the following remarks are respectfully requested.

Claims 1-15 were pending in this application. This amendment cancels claims 14-15. Thus, claims 1-13 are pending.

The specification is amended to update the cross-reference to related applications by inserting the number of the patent that issued from application serial number 10/140,247.

The title is changed to reflect the subject matter of the claims as amended.

#### **Interview Summary Statement**

On September 10, 2004, Examiner Ashley and applicant's undersigned representative discussed, in a telephone interview, the above amendment to claim 1 in view of the outstanding rejections of record. Examiner Ashley indicated that claim 1, amended as set forth above, distinguishes from the prior art of record.

#### **Rejection Under Quinn '069**

Claims 1, 6-8, and 11-15 stand rejected under 35 U.S.C. §102(b) as being anticipated by Quinn, U.S. Patent No. 5,167,069 (Quinn '069). The Applicant respectfully submits that Quinn '069 does not teach or suggest all of the elements of these claims.

Independent claims 14 and 15 are canceled.

Independent claim 1 is amended to clarify that the scent delivery package includes a scent-emitting substance and that scent is delivered to the user while shaving without placing the scent-emitting substance in contact with the user's skin. Independent claim 11 is also amended to clarify that the scent delivery package includes a scent-emitting substance and that scent is delivered to the user while shaving without placing the scent-emitting substance in contact with the user's skin.

Quinn '069 does not teach or suggest these steps.

Quinn '069 describes use of a telescopically extendable razor handle and detachably attaching to the handle, at a position opposite the blade carriage, a soap or lotion sponge assembly for applying soap, lotion, ointment, or other similar liquid prior to shaving. (Quinn

'069, col. 4, ln 33-45). "The sponge applicator is employed to apply and spread these liquids over areas of the skin prior to their being shaved." (Id., Col. 4, ln 43-45).

In the assembly described in Quinn '069, the substance carried on the applicator sponge is applied to the skin of the user. (Quinn '069, col. 4, ln 43-45) Thus, to the extent that the substance has any scent, the scent is imparted onto the user's skin by the application of the substance to the skin. Thus, Quinn '069 does not describe using a shaving unit while shaving to deliver scent to the user without placing the scent-emitting substance in contact with the skin of the user.

Accordingly, it is respectfully submitted that independent claims 1 and 11, and all claims depending therefrom, are allowable over Quinn '069.

#### **Rejection Under Valliades '107**

Claims 1, 6-8, 11, and 14-15 stand rejected under 35 U.S.C. §102(b) as being anticipated by Valliades et al., U.S. Patent No. 4,850,107 (Valliades '107). The Applicant respectfully submits that Valliades '107 does not teach or suggest all of the elements of these claims.

Valliades '107 describes mounting a sponge onto a razor handle and manually pressing an upper, exposed surface of the sponge to expel fluid through channels formed beneath the sponge and through openings in the razor head in advance of the length of the blade. In the device described in Valliades '107, the liquid is applied onto the skin of the user. Thus, to the extent that the liquid has a scent, the scent is imparted onto the user's skin by applying it directly onto the skin.

Thus, Valliades '107 does not describe using a shaving unit while shaving to deliver scent to the user without placing the scent-emitting substance in contact with the skin of the user.

Accordingly, it is respectfully submitted that independent claims 1 and 11, and all claims depending therefrom, are allowable over Valliades '107.

**Rejection Under Patrakis '541**

Claims 1, 6-9, 11, and 14-15 stand rejected under 35 U.S.C. §102(b) as being anticipated by Patrakis, U.S. Patent No. 5,121,541 (Patrakis '541). The Applicant respectfully submits that Patrakis '541 does not teach or suggest all of the elements of these claims.

Patrakis '541 describes an electric wet shaving apparatus which sprays water, cologne, or beard softener onto the skin of the user. The sprayed liquid is applied onto the skin of the user. Thus, to the extent that the liquid has a scent, the scent is imparted onto the user's skin by spraying it directly onto the skin. Thus, Patrakis '541 does not describe using a shaving unit while shaving to deliver scent to the user without placing the scent-emitting substance in contact with the skin of the user.

Accordingly, it is respectfully submitted that independent claims 1 and 11, and all claims depending therefrom, are allowable over Patrakis '541.

**Rejection Under Quinn '069 or Valliades '107**

Dependent claims 2-5 and 10 stand rejected under 35 U.S.C. § 103 as being unpatentable over Quinn '069 or Valliades '107. Claims 2-5 and 10 depend from allowable base claim 1 and recite combinations of features that are not taught or disclosed in the applied art.

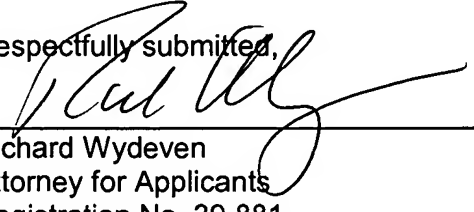
Accordingly, claims 2-5 and 10 are believed to be allowable.

**Double Patenting Rejection**

Claims 1-15 are rejected under the doctrine of obviousness-type double patent in view of claims 1-14 of U.S. Patent No. 6,681,665. Applicant submits herewith a terminal disclaimer to obviate the rejection.

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Amdt. dated September 17, 2004  
Reply to Office Action of May 4, 2004

All rejections and objections having been addressed, it is respectfully submitted that the present application is now in condition for allowance and a notice to that effect is earnestly requested.

Respectfully submitted,  
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